

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

3762
PATENT
Attorney Docket No.: 020460-001000US
Client Reference No.: 220.09

On April 21, 2003

TOWNSEND and TOWNSEND and CREW LLP



BY MARK T. DAVIS

RECEIVED

APR 29 2003

TECHNOLOGY CENTER R3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SIRHAN, Motasim et al.

Application No.: 10/017,500

Filed: December 14, 2001

For: APPARATUS AND METHODS
FOR VARIABLY CONTROLLED
SUBSTANCE DELIVERY FROM
IMPLANTED PROSTHESES

Examiner: Not Yet Assigned

Art Unit: 3762

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER 37
CFR §1.97 and §1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

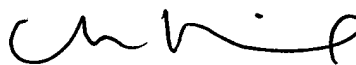
The reference cited on attached form PTO/SB/08A is being called to the attention of the Examiner. A copy of the Search Report corresponding to PCT Application No. PCT/US02/23830 is enclosed. A copy of one U.S. Patent listed on the PCT Search Report is also enclosed. Copies of the remaining references listed on the PCT Search Report were previously submitted with an Information Disclosure Statement directed to the above-identified application. Accordingly, copies are not submitted Herewith.

It is respectfully requested that the cited reference be expressly considered during the prosecution of this application, and the reference be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Nina Bains
Reg. No. 47,400

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 415-576-0200
Fax: 415-576-0300
MTD:mtd
SF 1451300 v1